

Duke, Daphne

2009-327-E

219386

From: Dong, Randall
Sent: Monday, September 28, 2009 11:08 AM
To: Dong, Randall; bwr@hargray.com; chad.burgess@scana.com; shudson@regstaff.sc.gov
Cc: Duke, Daphne; DeSanty, Tricia
Subject: Smith v SCE&G -- Prefile Testimony

Dear Parties and Counsel:

This is to confirm that I have spoken to Ms. Smith and Counsel for SCE&G, and that SCE&G has agreed to re-serve hard copies of both its testimony and the accompanying exhibits today. SCE&G has certified that it did serve the testimony and exhibits previously, but because Ms. Smith has yet to receive same, it will re-serve and will consent to an extension of time for Ms. Smith to file any reply. To allow ample time for Ms. Smith to review the testimony and file her reply, if any, I would enlarge the time for Ms. Smith's reply to be filed up to Friday, October 9, 2009. This will most probably result in Ms. Smith having more than the usual five days for reply. Please accept this communication in lieu of a more formal Hearing Examiner Directive.

Of course, as all of the parties should understand, this does not in any way affect the pending motion to dismiss, which has been scheduled to be addressed by the full Commission this week. The revised dates for testimony are contingent upon the Commission's decision on the motion to dismiss.

Thank you for your courtesy, and have a great day.

Respectfully,
Randall Dong
Hearing Examiner